

## COUNT ONE

The Grand Jury charges:

On or about January 22, 2008, in the Southern District of New York, MIGUEL MCKINLEY, a/k/a "Miguel A. Custodio," a/k/a "Miquel Custodio," a/k/a "Trijad Nelson," a/k/a "Nelson Trijad," a/k/a "Miguel Sosa," the defendant, unlawfully, willfully, and knowingly, after having been previously convicted in a court of a crime punishable by imprisonment for a term exceeding one year, to wit, a conviction on or about October 10, 2006, in New York Supreme Court, New York County, for Criminal Sale of a Controlled Substance in the Fifth Degree, in violation of New York Penal Law 220.31, a Class D Felony, did possess in and affecting commerce, a firearm, to wit, a loaded Lorcin .380 caliber automatic handgun, which previously had been shipped and transported in

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interstate and foreign commerce.

(Title 18, United States Code, Section 922(g)(1).)

REPERSON MICHAEL J. GARCIA

United States Attorney

## UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK

#### UNITED STATES OF AMERICA

MIGUEL MCKINLEY, a/k/a "Miguel A. Custodio," a/k/a "Miquel Custodio," a/k/a "Trijad Nelson," a/k/a "Nelson Trijad," a/k/a "Miguel Sosa,"

Defendant.

#### INDICTMENT

08 Cr.

(18 U.s.c. \$ 922(g)(1))

MICHAEL J. GARCIA

United States Attorney.

A TRUE BILL

4/21/08-7ld. Indictment, case assigned to Judge Jones. S/leaton, J. 4.5, M.J.